IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(Crl.).No. 2 of 2007(S)

PETITIONER:

MANOHARAN, S/O.DAMODARAN,
AGED 54 YEARS, KUNNUMKADA HOUSE,
MEMANA MURI, OACHIRA VILLAGE,
KOLLAM DISTRICT.

BY ADV. SRI.S.PRAKASH

RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, DEPARTSMENT OF
HOME, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE SUB INSPECTOR OF POLICE, OACHIRA.

3. THE SUPERINTENDENT OF POLICE,
KOLLAM.

4. SUBISH, S/O. SUGATHAN,
SUBISH BHAVANAM, MEMANA MURI,
OACHIRA VILLAGE, KOLLAM DISTRICT.

R1 TO R3 BY G.P.SRI.P.A.SALIM
R4 BY ADV.SRI.A.N.RAJAN BABU
SMT.SUNITHA VINOD

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(Crl.)No.2/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF THE F.I.R. AS CRIME NO.530/06 OF OACHIRA POLICE STATION DT. 31.12.06.

EXT.P2: TRUE COPY OF THE CRIME MEMO ISSUED BY SUB INSPECTOR OF POLICE, OACHIRA DT. 31.12.06.

EXT.P3:TRUE COPY OF THE COMPLAINT DT. 2.1.07.

EXT.P4: TRUE COPY OF THE SECONDARY SCHOOL LEAVING CERTIFICATE ISSUED BY THE GENERAL EDUCATION DEPARTMENT.

// TRUE COPY //

TKS

J.B.KOSHY & K.P.BALACHANDRAN,JJ.

W.P.(Crl.)No.2 OF 2007

Dated 11th January, 2007

JUDGMENT

Koshy,J.

The alleged detenue, daughter of the petitioner was present. She stated that she married the fourth respondent and produced certificate to show that she completed the age of 18. We also advised the parents who were present to accept the factual situation even though it is not according to their wishes. Since the alleged detenue who is studying for B.Sc. stated that she is not under illegal custody, this habeas corpus petition is dismissed. Police is directed to see that protection is given to fourth respondent and detenue to go to their house.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

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